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Attorneys for defendant

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA

MARLENE G. MEYER,	)	
	)	
Plaintiff,	)	
	)	
v.	)	
	)	
ARG ENTERPRISES, INC. aka STUART	)	
ANDERSON'S CATTLE COMPANY	)	
RESTAURANTS,	)	
	)	
Defendant.	)	Case 3:05-cv-00239-TMB
	)	

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**PROPOSED UNDISPUTED JURY INSTRUCTIONS**

The parties hereby agree that the court should use its own set of standard instructions or if it does not have a set of standard instructions, Ninth Circuit Model Jury Instructions 1.1 through 1.4; 1.6 through 1.13; 2.1 through 2.4; 3.1 through 3.12; 4.1 through 4.5; 5.1; and 7.1 through 7.2.

For substantive instructions, the parties have also enclosed a Statement of the Case, Alaska Pattern Jury Instructions 3.01, 3.02, 3.03A, Duties of a Landlord, 3.06, 20.01A, 20.02A, 20.02B, 20.06, 20.10, 20.13, and Special Verdict Form attached. The instructions are only in dispute to the extent defendant objects to plaintiff's claiming future damages.

DATED this 23rd day of April, 2007, at Anchorage, Alaska.

RICHMOND & QUINN  
Attorneys for Defendant

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing was electronically served this 23rd day of April, 2007 to:

Robert J. Jurasek  
PENTLARGE LAW GROUP  
1400 W. Benson Blvd., Ste. 550  
Anchorage, Alaska 99503

/s/ William A. Earnhart  
RICHMOND & QUINN

2043\005\PLD\JURY INSTRUCTIONS

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**PROPOSED UNDISPUTED JURY INSTRUCTIONS**

MEYER v. ARG ENTERPRISES, INC., CASE NO. 3:05-cv-00239-TMB

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**STATEMENT OF THE CASE**

This case arises out of a trip and fall incident which occurred on January 7, 2003. Plaintiff Marlene Meyer alleges negligence against ARG Enterprises, Inc. also known as Stuart Anderson's Cattle Company of Anchorage in maintaining the sidewalk in front of the restaurant.

ARG Enterprises denies negligence and claims that plaintiff did not exercise due care to avoid injury to herself.

You are to determine these issues and although the parties have agreed to the amount of medical bills Ms. Marlene Meyer incurred because of the accident, they would like you to determine the amount she incurred for pain and suffering, loss of enjoyment of life, as well as any future damages she will incur because of this accident.